

Message Text

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ORIGIN IO-06

INFO OCT-01 ISO-00 CIAE-00 DODE-00 NSAE-00 NSCE-00 SSO-00

USIE-00 INRE-00 PM-03 H-01 INR-05 L-01 NSC-05 PA-01

RSC-01 PRS-01 SP-02 SS-15 AF-04 ARA-06 EA-06 EUR-08

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DRAFTED BY IO/UNP:WEHEWITT:BKM

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TO USMISSION USUN NEW YORK IMMEDIATE

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E.O. 11652: N/A

TAGS: UNGA, SOCI

SUBJECT: 29TH UNGA--THIRD COMMITTEE DRAFT RESOLUTION ON
TORTURE

REF: (A) USUN 3572 (B) USUN 4055 (C) USUN 4099

1. DEPT APPRECIATES USDEL'S EFFORTS REPORTED REFTELS (A)
AND (B) TO INTRODUCE INTO NETHERLANDS DRAFT RES PROVISIONS
RELATED TO ROLE FOR COMMISSION ON HUMAN RIGHTS (HRC).

2. BECAUSE OF OBJECTIONS WHICH HAVE BEEN RAISED BY CO-
SPONSORS DEPT HAS CONCLUDED THAT USDEL SHOULD NOT PROPOSE
FORMAL AMENDMENT TO DRAFT RES. WE STILL RETAIN OPTION OF
SUBMITTING PROPOSALS IN HRC IN LIGHT OF DEVELOPMENTS WHICH
MAY OCCUR AT TORONTO CONGRESS IN ELABORATING STANDARD
MINIMUM RULES FOR TREATMENT OF PRISONERS TO PROVIDE SAFE-
GUARDS AGAINST TORTURE.

3. IN STATEMENT ON TORTURE RES USDEL SHOULD STRESS FACT
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OF OUR CONSULTATIONS WITH DRAFTERS OVER TEXT, OUR SATISFA-

CTION WITH ITS GENERAL PURPOSE AND OUR DESIRE TO COSPONSOR.
A MAJOR CONCERN IN SUPPORTING UN INITIATIVE IN
TORTURE FIELD HAS BEEN TO ACHIEVE THE ELABORATION OF AN
INTERNATIONAL INSTRUMENT DIRECTED SPECIFICALLY TO COMBATTING
TORTURE THROUGH STRENGTHENING THE RULES FOR PROTECTING
PERSONS UNDER DETENTION. IF TORONTO CONGRESS SUCCEEDS IN
CARRYING OUT TASK WHICH DRAFT RES WILL REQUEST OF IT
THROUGH ELABORATION OF STANDARD MINIMUM RULES TO PROVIDE
SAFEGUARDS AGAINST TORTURE, OBJECTIVE OF UN INITIATIVE
WILL HAVE BEEN REALIZED.

4. AS CONCERNS GUIDANCE REQUESTED REF (C), DEPT CONSIDERS
THAT ALTHOUGH NETHERLANDS RES WILL BE IMPORTANT VEHICLE
FOR FOCUSING UN ATTENTION ON TORTURE PROBLEM IT DOES NOT
CONSTITUTE COMPLETE SUBSTITUTE FOR PROPOSALS REFERRED TO
IN SECRETARY'S SPEECH. DEPT AWARE THAT ELEMENTS OF
TORTURE PROBLEM WILL BE CONSIDERED BY THE HUMAN RIGHTS
COMMISSION IN ITS NEXT AND SUCCEEDING SESSIONS.
HAVING REGARD TO THE ACHIEVEMENTS OF THE TORONTO CONGRESS
AND AGENDA OF NEXT HRC WE WILL BE CONSIDERING WHAT FURTHER
STEPS MIGHT BE APPROPRIATE FOR THE HRC OR OTHER ORGANS TO
TAKE. INGERSOLL

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